

A Proposed Constitutional Amendment creating and relating to a single new political subdivision and body corporate, consisting of all the territory heretofore comprised in the City of St. Louis and in the County of St. Louis.

Be it resolved by the people of the State of Missouri that the Constitution be amended, as follows:

There is hereby added to the Constitution a new article, to be known as Article VI-A, which shall read as follows:

ARTICLE VI-A

Section 1. There is hereby created a single new political subdivision and body corporate named "The Municipal County of St. Louis", referred to herein as the "Municipal County". It is both a city and a county. It consists of all the territory heretofore comprised in The City of St. Louis and all the territory heretofore comprised in St. Louis County.

Section 2. The City of St. Louis and St. Louis County and all the other consolidating governmental bodies hereinafter specified, shall by force of the Constitution be consolidated into The Municipal County of St. Louis effective at the time of consolidation, which is midnight on December 31st of the year next following the calendar year of the election at which this article is adopted as an amendment to the Constitution. Until the time of consolidation the consolidating governmental bodies shall continue in existence with their powers unimpaired. The year at the end of which the time of consolidation occurs is herein called the year of transition.

Section 3. The people of The Municipal County of St. Louis may adopt a charter for the Municipal County. Until a charter is adopted by the people the plan of government contained in Section 20 of this article shall constitute the charter of the Municipal County, but it shall be subject to change or amendment in the same manner as a charter adopted by the people.

The charter of The Municipal County of St. Louis may provide for the government of the Municipal County as a city with the powers, organization, rights and privileges permitted by the Constitution or by law, and it may also provide the form of county government of the Municipal County with the number, kinds, manner of selection, terms of office and provision for salaries of the county officers, and for the exercise of all powers and duties of counties and county officers prescribed by the Constitution and laws of the state, and it may provide for officers or departments who have both city and county functions; provided, however, that regardless of any charter provision, elections and police, including the appointment by the Governor of boards of election commissioners and boards of police commissioners, and the number and salaries of judicial officers as provided by the Constitution or by law, may continue to be regulated or provided for by law. No superintendent of schools or other officer of a school district or of the public

schools shall be deemed a city or county officer for the purposes of this section.

The charter of the Municipal County and any charter amendment or new or revised charter may be submitted to the qualified voters of the Municipal County by ordinance of the Municipal County or by exercise of the initiative, or by a charter board of citizens, and shall become effective, if it receives the favorable vote of a majority of the qualified voters voting thereon, immediately upon its adoption, except as otherwise provided therein. The election at which such vote shall be had shall be as provided for by ordinance, except in case the submission is by a charter board of citizens, in which case it shall be as provided for by such charter board.

A charter board of citizens shall consist of nineteen citizens and residents of the Municipal County appointed by the chief executive of the Municipal County and the judges of the circuit court of the Municipal County in joint session. A charter board of citizens shall be appointed when provided for by ordinance, including an ordinance proposed by the initiative.

Duplicate certificates shall be made, setting forth the charter or amendment and its adoption, signed by the chief executive of the Municipal County and authenticated by its corporate seal. One of such certified copies shall be deposited in the office of the Secretary of State and the other, after being recorded in the records of the Municipal County, shall be deposited among the archives of the Municipal County and all courts shall take judicial notice thereof.

Section 4. There shall be a primary election on the first Tuesday of February and a general election on the second Tuesday of March of the year of transition for the nomination and election of the Mayor, Comptroller, and President and members of the Legislative Council and members of the Borough Councils of the Municipal County. Their respective terms of office shall begin on the first day of April of the year of transition. A person who is a candidate for or holds elective office in one of the consolidating governmental bodies shall not be thereby disqualified from being a candidate for or holding at the same time an elective office under the Municipal County during the year of tran-

sition, but a person holding two such offices which carry compensation, shall receive only the compensation due him from the Municipal County.

Section 5. During the year of transition the work of organizing the government of the Municipal County in anticipation of the consolidation and of preparing for the consolidation shall be proceeded with under the direction of the Mayor of the Municipal County and pursuant to ordinances of the Municipal County. Each of the consolidating governmental bodies is empowered, and it shall be its duty, without additional compensation to any of its employees or officials, to comply with the ordinances enacted and directions given pursuant to this section, and to cooperate in all respects to facilitate the transition to consolidation. In particular, but without limiting the generality of the foregoing, a budget for the first year after consolidation may be prepared, and each consolidating governmental body may be required to prepare a budget for such year as if it were going to continue in existence.

The Municipal County may by ordinance require the payment of its actual or estimated expenses during the year of transition, including salaries, one-half by the City of St. Louis and one-half by St. Louis County, and it may, pursuant to ordinance, borrow money, the obligation to repay which, with interest, shall be a general obligation of the Municipal County, in anticipation of the payment of said amounts to be received from the City of St. Louis and St. Louis County.

For work to be done during the year of transition the Municipal County shall utilize, so far as practicable, employees or officials of the consolidating governmental bodies, and they shall be under a duty to perform such work without additional compensation therefor, but any other employees employed, or professional services engaged, for work to be done during the year of transition, may be employed or engaged without regard to any civil service or other provisions of the plan of government. Department and division heads may be installed prior to the end of the year of transition, but if any of them also holds a compensation-carrying office under one of the consolidating governments, he shall receive only the compensation due him from the Municipal County.

Section 6. The Municipal County during the year of transition may exercise its powers to the full extent necessary or reasonably appropriate to prepare for, or reasonably appropriate in view of, the impending consolidation, but the following kinds of ordinances may be made effective only at or after the time of consolidation: ordinances imposing or levying taxes, licensing ordinances, and ordinances exercising the police power or otherwise directly affecting the public; and none of the functions of the consolidating governmental bodies shall be taken over until the time of consolidation.

Section 7. The Municipal County of St. Louis shall, subject to the provisions of this article, have all powers, including taxing powers, possessed by virtue of the Constitution or laws of the state by either the City of St. Louis or St. Louis County, including all such powers possessed at the time of consolidation. It shall also have such powers as may hereafter be conferred upon it by law or its charter.

The constitutional limitations on the power of the Municipal County to levy ad valorem taxes (for both municipal and county purposes) shall be the limitations applicable to the City of St. Louis. The constitutional limitations on the power of the Municipal County to issue bonds shall be those applicable to the City of St. Louis, considered as both a city and a county.

Section 8. Unless the people of the Municipal County shall have theretofore adopted a charter, or a charter board of citizens is then in existence with its work unfinished, a charter board of citizens shall promptly after the expiration of two years from the time of consolidation, be appointed pursuant to Section 3, but without the necessity of any ordinance providing therefor.

Section 9. The Boards of Election Commissioners of the City of St. Louis and St. Louis County shall conduct the primary and general election required by Section 4. They are hereby authorized, empowered and directed to do all things necessary or appropriate in connection with said primary and general election, including the taking of joint action by the two boards whenever joint action is appropriate. Filings by candidates shall be sufficient if made with either board and shall be made on or before the last day of December of the year preceding the year of transition which is not a Sunday or holiday. The filing fee for candidates shall be as provided by law in the case of officers of the City of St. Louis. So far as practicable, said boards shall be guided by the provisions of law applicable to them respectively.

Section 10. The consolidating governmental bodies are all of the following which are located within the boundaries of the Municipal County and are in existence as municipal corporations at the time of consolidation, viz.: St. Louis County; The City of St. Louis; all cities, towns and villages; all fire protection districts; The Metropolitan St. Louis Sewer District, and all other sewer districts; public water supply districts; and all other municipal corporations the purposes of which are included among the powers which the Municipal County has, either as a city or as a county, but not including housing authorities under The Housing Authorities Law of Missouri or land clearance for redevelopment authorities under the Land Clearance for Redevelopment Authority Law of Missouri.

At the time of consolidation the separate existence of all the consolidating governmental bodies shall cease, and

the terms of office of all persons holding office thereunder shall, except as otherwise provided in this article, forthwith terminate. All property, real, personal and mixed, and all debts due on whatever account, and all taxes, and all other choses in action, and all and every other interest, of or belonging to or due to each of the consolidating governmental bodies, shall be taken and deemed to be then transferred to and vested in The Municipal County of St. Louis without further act or deed; and the title to any real estate, or any interest therein, under the laws of this state vested in any of such governmental bodies shall not revert or be in any way impaired by reason of such consolidation. From and after the time of consolidation, the Municipal County shall be responsible and liable for all the liabilities and obligations of each of the consolidating governmental bodies. The Municipal County shall have the rights and perform the obligations, including the levy of taxes when required, of any consolidating governmental body with respect to any taxing districts, including, but without limitation, the rights and obligations of The Metropolitan St. Louis Sewer District with respect to sub-districts created by it.

In any case where the requisite vote of the electors of any consolidating governmental body shall have been had with respect to the issuance of bonds or other evidences of indebtedness, or the incurring of indebtedness in any manner, the Municipal County shall from and after the time of consolidation have the right to proceed without any further vote to take any and all further steps necessary to issue bonds or other evidences of indebtedness or to incur indebtedness, with the same effect as if all action taken by the consolidating governmental body had been taken by the Municipal County and as if the vote had been the requisite vote of the electors of the Municipal County.

Section 11. No pension plan or retirement plan or system in force at the time of consolidation shall be disestablished by reason of the consolidation, nor shall the rights of any person or employee be impaired as a result thereof.

Section 12. All ordinances of any of the consolidating governmental bodies in force at the time of consolidation in the various jurisdictions shall continue in force and effect in the respective territories of said jurisdictions when not inconsistent with this article, and shall have the legal effect of ordinances of the Municipal County unless and until repealed, modified or amended by ordinances of the Municipal County effective at or after the time of consolidation or adopted after said time.

Section 13. The following elective county officers of the City of St. Louis or of St. Louis County shall after the time of consolidation, subject to the provisions of Section 3 of this article, serve the terms for which they were elected, as officers of the Municipal County, without change in salary, and with such modifications of their duties as may

be prescribed by executive order of the Mayor, or ordinance, of the Municipal County, viz., Collector, License Collector, Treasurer, County Supervisor, County Clerk and Highway Engineer, upon the expiration of which terms said offices shall respectively cease and their functions shall thereafter be performed by departments of the Municipal County, except as otherwise provided by the charter; provided, however, that after the expiration of said terms of License Collector and Treasurer, there shall, unless otherwise provided by the charter or, in the absence of charter provision, by law, be a License Collector and a Treasurer of the Municipal County to be elected by the voters of the Municipal County for terms concurrent with the term of the Mayor.

Section 14. All public libraries, art museums and zoological parks existing in the Municipal County at the time of consolidation, shall then respectively hereby be consolidated with and into the corresponding institution of the City of St. Louis, whose name shall, however, thenceforth refer to the Municipal County, instead of the city, of St. Louis. The terms of the members of the board of directors of the public library of the City of St. Louis and of the administrative boards of control of the art museum and zoological park of the City of St. Louis shall expire at the time of consolidation and their successors shall be appointed from among the residents of the Municipal County in the manner provided by law. Nothing herein shall preclude the appointment of any person as his own successor. The respective taxes for the public library, for the art museum and for the zoological park required at the time of consolidation to be levied pursuant to vote of the people of the City of St. Louis as provided by law, shall be levied throughout the Municipal County in the years after the year of transition, unless and until changed by or as provided by law.

Section 15. It shall be the duty of the General Assembly during the year of transition to do the following things:

(a) To provide for the serving after the time of consolidation by the respective sheriffs, coroners, recorders of deeds, prosecuting and circuit attorneys, public administrators, and clerks of the circuit court and circuit clerk for criminal causes, for either the City of St. Louis or St. Louis County, of the respective terms for which they were elected, and for such modifications of their duties as may be appropriate in view of the consolidation, and for the end of such duplicate offices in the Municipal County whenever the terms in effect for any duplicate offices at the time of consolidation (or the earlier to expire thereof if they are not concurrent) expire.

(b) To provide for the maintenance, until otherwise provided by law, of two offices of the Recorder of Deeds of the Municipal County.

(c) To provide for the organization and jurisdiction of the Magistrate Court of the Municipal County.

(d) To provide for the extension of the jurisdiction of the St. Louis Court of Criminal Correction throughout the Municipal County and for an increase in the number of judges of said court.

(e) To provide for the consolidation of all housing authorities located in any of the consolidating governmental bodies, into the housing authority of the City of St. Louis, and for the consolidation of all land clearance for redevelopment authorities existing in any community located within the Municipal County into the Land Clearance for Redevelopment Authority of the City of St. Louis.

(f) To provide, until otherwise provided by law, for a Board of Election Commissioners for the Municipal County to replace the Boards of Election Commissioners of the City of St. Louis and of St. Louis County.

(g) To adopt such other legislation as may be necessary or appropriate in view of the consolidation, including any legislation required to carry out Section 16.

It shall be the duty of the Governor to call a special session of the General Assembly if one is needed to comply with this section. Nothing in this section shall impair or limit the powers granted under Section 3.

Section 16. Until otherwise provided by law there shall be a Board of Police Commissioners of the Municipal County, consisting of six members in addition to the Mayor, who shall be appointed by the Governor. The first Board shall be appointed at the beginning of the year of transition, and its expenses shall be paid in the same manner as expenses of the Municipal County, and it shall during the year of transition prepare and put into effect a plan for the consolidation of the departments of police of the City of St. Louis, St. Louis County and the municipalities therein. The Board shall after the time of consolidation have charge of the police department. The General Assembly shall provide for an adequate number of officers for the police department and adopt such other legislation with reference thereto as may be necessary or appropriate in view of the consolidation. Nothing herein contained shall disestablish any Police Retirement System or Alternative Police Retirement System of the City of St. Louis in existence at the time of consolidation, or any other police retirement system, or impair the rights of any person under any such system.

Section 17. The Circuit Courts of the City of St. Louis and St. Louis County shall at the time of consolidation, by force of the Constitution, be consolidated into one court to be known as the Circuit Court of the Municipal County of St. Louis, and the judges of said consolidating

courts shall be judges thereof and the number of judges shall be the number authorized by law for both the consolidating courts. It shall sit in divisions where the consolidating courts now sit or as otherwise lawfully provided, and it may determine the division of business among the divisions.

The Probate Courts of the City of St. Louis and St. Louis County shall at the time of consolidation, likewise be consolidated into one court, to be known as the Probate Court of the Municipal County of St. Louis, and the judges of said consolidating courts shall be the judges thereof and the number of judges shall be two, both before and after the terms of the incumbents, unless otherwise provided by law. It shall sit in divisions where the consolidating courts now sit or as otherwise lawfully provided, and it may determine the division of business between the divisions.

The Circuit and Probate Courts of the Municipal County and the St. Louis Court of Criminal Correction and the judges of said courts, shall be subject to Sections 29(a)-(g) of Article V of the Constitution of this state, which sections relate to the appointment and retention of judges.

Section 18. Neither the adoption of this article, nor any provision hereof, shall have the effect of changing any of the following (regardless of any language defining the same by reference to any consolidating governmental body or the boundaries thereof): congressional districts; school districts; state senatorial districts; districts from which members of the Missouri House of Representatives are elected. No law in force at the time of the adoption of this article shall have the effect of consolidating or uniting the school district in the City of St. Louis with any other district or districts.

The maximum tax rate which any school district in the Municipal County may impose without submitting the same to the electors, under the provisions of the Constitution in force and applicable to such school district immediately prior to the adoption of this article or immediately prior to the time of consolidation, shall not be decreased as a consequence of this article or any provision hereof. If after the time of consolidation there is in force as a part of the Constitution any provision for the imposition of taxes in counties of the first class having a charter form of government, to be apportioned among all school districts in the county on the basis of average daily attendance, such provision shall not cease to be applicable as a consequence of this article or any provision hereof, but shall remain applicable to the territory formerly constituting St. Louis County.

Section 19. The assessment and taxation of real estate in the Municipal County shall be in accordance with the use to which it is being put at the time of the assessment,

whether agricultural, industrial or other use, giving due regard to the other provisions of the Constitution.

Section 20. The plan of government of The Municipal County of St. Louis which shall, as provided in Section 3, constitute its charter until a charter is adopted by the people, is as set out in the following subsections of this section.

A. The Municipal County of St. Louis shall have all powers possessed by the City of St. Louis granted or created by its charter and all powers possessed by St. Louis County granted or created by its charter, and all powers possessed by The Metropolitan St. Louis Sewer District, granted or created by its charter, including all powers so possessed at the time of consolidation. "Powers" as used in this subsection include but are not limited to taxing power and power to issue bonds.

B. Initiative, referendum and recall may be exercised and had as provided in, and subject to the procedure and limitations contained in the charter of the City of St. Louis.

C. There shall be territorial divisions of the Municipal County known as Boroughs. They shall have the names and numbers and shall be composed of the territory set forth in the following description, in which description all wards, townships and precincts referred to are those in existence on March 15, 1960, and the wards referred to are wards of the City of St. Louis and the townships referred to are townships of St. Louis County, namely:

Borough 1 - Marquette

Lemay Township: Precincts 1; 2; 3; 4; 5; 6; 7; 8; 13.
Ward 10: Precincts 1; 8; 9; 10; 15; 16; 17; 18; 20; 21; 22.

Ward 11: Precincts 1 to 22, inclusive.

Ward 12: Precincts 1; 2; 3; 4.

Ward 13: Precincts 2; 3; 4; 5; 6.

Ward 14: Precincts 10; 11; 12.

Borough 2 - Carondelet

Lemay Township: Precincts 9; 10; 11; 12; 14; 15; 16; 17; 18; 19.

Concord Township: Precincts 1 to 26, inclusive.

Ward 12: Precincts 5 to 16, inclusive.

Ward 13: Precincts 1; 7 to 23, inclusive.

Ward 14: Precincts 18; 19.

Borough 3 - St. Louis Hills

Gravois Township: Precincts 3; 4; 5; 6; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34.

Bonhomme Township: Precincts 14; 15; 25; 28; 29; 45.

Ward 12: Precincts 17 to 35, inclusive.

Ward 23: Precincts 1 to 4, inclusive; 12 to 18, inclusive; 20; 36.

Borough 4 - Shaw's Garden

Ward 14: Precincts 20 to 24, inclusive.

Ward 15: Precincts 1; 18; 19; 20.

Ward 23: Precincts 5 to 11, inclusive; 19; 21 to 35, inclusive.

Ward 24: Precincts 1 to 4, inclusive; 6 to 26, inclusive.

Borough 5 - Tower Grove

Ward 9: Precincts 1 to 20, inclusive.

Ward 10: Precincts 2 to 7, inclusive; 11 to 14, inclusive; 19.

Ward 14: Precincts 1 to 9, inclusive; 13 to 17, inclusive.

Ward 15: Precincts 2 to 6, inclusive.

Borough 6 - Pierre Chouteau

Ward 8: Precincts 11 to 20, inclusive.

Ward 16: Precincts 1 to 18, inclusive.

Ward 15: Precincts 7 to 17, inclusive.

Borough 7 - Thomas Jefferson

Ward 3: Precincts 1 to 11, inclusive.

Ward 5: Precincts 1 to 22, inclusive.

Ward 6: Precincts 1 to 5, inclusive.

Ward 7: Precincts 1 to 16, inclusive.

Ward 8: Precincts 1 to 10, inclusive.

Borough 8 - LaClede

Ward 6: Precinct 6.

Ward 17: Precincts 1 to 6, inclusive; 10; 11; 13.

Ward 18: Precincts 1 to 11, inclusive.

Ward 19: Precincts 1 to 4, inclusive; 7 to 13, inclusive; 16 to 22, inclusive.

Borough 9 - Cabanne

Ward 17: Precincts 7; 8; 9; 12; 14; 15; 16; 17.

Ward 18: Precincts 12 to 23, inclusive.

Ward 22: Precincts 1; 18; 19; 20.

Ward 24: Precinct 5.

Ward 25: Precincts 1 to 13, inclusive.

Ward 26: Precincts 1; 2; 3; 7 to 12, inclusive; 19 to 22, inclusive.

Ward 28: Precincts 5 to 16, inclusive.

Borough 10 - O'Fallon

Ward 1: Precincts 2; 5; 23 to 25, inclusive.

Ward 4: Precincts 6; 11 to 24, inclusive.

Ward 20: Precincts 1 to 13, inclusive.

Ward 21: Precincts 11 to 19, inclusive.

Ward 26: Precincts 4; 5.

Ward 27: Precincts 1 to 4, inclusive.

Borough 11 - Mullanphy

Ward 1: Precincts 1; 3; 4.

Ward 2: Precincts 1 to 18, inclusive.

Ward 3: Precincts 12 to 19, inclusive.

Ward 4: Precincts 1 to 5, inclusive; 7 to 10, inclusive.

Ward 19: Precincts 5; 6; 14; 15.

Ward 21: Precincts 1 to 10, inclusive.

Borough 12 - Webster Groves

Gravois Township: Precincts 7 to 16, inclusive.

Jefferson Township: Precincts 5; 6; 7; 8; 9; 10; 11; 12;
13; 14; 15; 16; 17; 18; 19;
20; 21; 22; 23; 24; 29; 30;
31; 32.

Lincoln Township: Precincts 5; 7; 10 to 15, inclusive.

Clayton Township: Precincts 20; 21; 22; 23; 33.

Borough 13 - Kirkwood

Bonhomme Township: Precincts 1 to 13, inclusive; 16;
17; 18; 22; 23; 24; 26;
27; 30; 31; 32; 41; 42;
43; 44.

Clayton Township: Precincts 7; 9; 31; 32.

Meramec Township: Precincts 2; 3; 4; 5; 6; 7; 8; 9.

Borough 14 - Ladue

Clayton Township: Precincts 12 to 19, inclusive; 24 to 30,
inclusive; 34 to 45, inclusive.

Bonhomme Township: Precincts 19; 20; 21; 33; 34; 35;
36; 37; 38; 39; 40.

Meramec Township: Precinct 1.

Creve Coeur Township: Precincts 20 to 24, inclusive; 28;
29; 30; 31; 32; 33; 34.

Midland Township: Precincts 10; 24; 32; 33; 34; 35; 36;
37; 38; 39; 40.

Gravois Township: Precincts 1; 2.

Borough 15 - Clayton

Clayton Township: Precincts 1 to 6, inclusive; 8; 10; 11.

Hadley Township: Precincts 14; 15; 16.

Lincoln Township: Precincts 1 to 4, inclusive; 6; 8; 9; 16;
17.

Jefferson Township: Precincts 1; 2; 3; 4; 25; 26; 27; 28.

Ward 25: Precincts 14 to 20, inclusive.

Ward 28: Precincts 1 to 4, inclusive; 17 to 20, inclusive.

Borough 16 - University City

Creve Coeur Township: Precincts 1 to 19, inclusive.

Hadley Township: Precincts 1 to 13, inclusive; 17; 18.

Borough 17 - Rolla Wells

Washington Township: Precincts 4 to 18, inclusive.

Ward 20: Precincts 14 to 20, inclusive.

Ward 22: Precincts 2 to 17, inclusive.

Ward 26: Precincts 6; 13 to 18, inclusive.

Borough 18 - Normandy-Jennings

Washington Township: Precincts 1; 2; 3; 19; 20; 21.

Normandy Township: Precincts 1 to 13, inclusive; 16; 22;
23; 27.

St. Ferdinand Township: Precincts 1 to 12, inclusive; 25;
26; 27; 33; 34; 35;
36; 40; 46.

Airport Township: Precincts 37; 40; 44; 45; 65; 74.

Ward 1: Precincts 6; 18 to 22, inclusive.

Ward 27: Precincts 5 to 22, inclusive.

Borough 19 - Bellefontaine

Florissant Township: Precincts 17; 18; 19; 20; 21; 28; 35.

St. Ferdinand Township: Precincts 13 to 21, inclusive;
23; 24; 29; 30; 31;
32; 38; 39; 41; 42;
43; 44.

Ward 1: Precincts 7 to 17, inclusive.

Borough 20 - Florissant

Florissant Township: Precincts 4; 6; 7; 8; 9; 10; 11; 12;
13; 14; 15; 16; 24; 27; 29;
30; 31; 32; 33; 34; 36; 37.

Borough 21 - Ferguson

St. Ferdinand Township: Precincts 22; 28; 37; 45.

Florissant Township: Precincts 1; 2; 3; 5; 22; 23; 25; 26.

Normandy Township: Precincts 14; 15; 17 to 21, inclu-
sive; 24; 25; 26.

Airport Township: Precincts 1; 2; 5; 6; 11 to 23, inclu-
sive; 26; 27; 32; 33; 34; 35;
38; 39; 41; 42; 43; 46; 47;
63; 64; 66; 67; 68; 69; 70;
73; 77; 78; 79; 80.

Midland Township: Precincts 1; 16; 25; 26; 30.

Borough 22 - St. Ann and St. John

Airport Township: Precincts 3; 4; 7; 8; 9; 10; 24; 25;
28; 29; 30; 31; 36; 48; 49;
50; 51; 52; 53; 54; 55; 56;
57; 58; 59; 60; 61; 62; 71;
72; 75; 76; 81.

Creve Coeur Township: Precincts 25; 26; 27.

Midland Township: Precincts 2 to 9, inclusive; 11 to 15,
inclusive; 17 to 23, inclu-
sive; 27; 28; 29; 31; 41; 42.

Each Borough constitutes a legislative district of the
Municipal County.

Whenever the population of any Borough, as disclosed
by the last national decennial census, exceeds 120,000 per-
sons, the Board of Election Commissioners of the Munici-
pal County shall divide such Borough into two Boroughs
and/or reestablish the boundaries of such Borough and
adjoining Boroughs, all in such manner as it shall deem
best suited to maintain, as nearly as may be practicable,
Boroughs with compact and contiguous territories and with
equal population.

There shall be a seven-member Borough Council in each
Borough. Two members shall be the two members of the
Legislative Council from the Borough, who shall serve
without any compensation in addition to their salaries as
members of the Legislative Council. Five members (to be
known as elective members) shall be residents of the Bor-
ough, 25 years or more of age, shall serve without com-
pensation, and shall be elected by the voters of the Borough

at the same time and in the same manner as provided for the election of the members of the Legislative Council, for terms coincident with those of the members of the Legislative Council from the Borough.

The Municipal County may by ordinance make other provisions, including provisions imposing duties or conferring responsibility upon the Borough Councils, provided such provisions are consistent with this plan of government and not prohibited by law. The Municipal County may by ordinance make appropriations for support of the Borough Councils and their activities.

Each Borough Council shall have the right to advise the Legislative Council and Mayor and other officials of the Municipal County as to any matter. Each Borough Council shall have the right to introduce bills in the Legislative Council for the enactment of ordinances, and such bills shall be acted on by the Legislative Council, the same as other bills. The Borough Council shall be entitled to the assistance of the County Counselor of the Municipal County in the preparation of bills for introduction where such bills relate to matters of local concern to the Borough.

Any ordinance of the Municipal County shall be invalid to the extent that it lowers the zoning restrictions on developed residential property in any Borough, unless such action lowering such zoning restrictions on such property be concurred in by the Borough Council for the Borough affected. Such concurrence shall be manifested as provided by ordinance of the Municipal County. For the purposes of this paragraph the following shall apply: The term "residential property" means property which at the time is zoned in a classification in which single family residences are the only residences permitted. The term "developed" means that the property has residences on it which are suitable for single family residence. Property which is a proper subject for designation for clearance for the purposes of redevelopment shall not be deemed suitable for single family residence. The expression "lowering" the zoning restrictions means allowing multiple family, boarding house, business, commercial or industrial use; reducing required building lot sizes; or eliminating restrictions designed for the protection of said property.

The Borough Council shall have the power to change the name of the Borough provided the proposal to effect such change is first submitted to vote of the residents of such Borough and is approved by a majority of the votes cast at such election. Said proposal may be submitted at any election held for the selection of members of the Borough Council or for the selection of members of the Legislative Council.

The Municipal County shall provide by ordinance for the filling of vacancies in the office of elective member of a Borough Council.

D. The legislative power of the Municipal County shall, subject to the limitations of this plan of government, be vested in a Legislative Council, consisting of a President, to be elected at large by the voters of the Municipal County, and two members (known as Councilmen) to be elected by the voters of each Borough.

A Councilman shall reside in his Borough, be at least 25 years of age and not convicted of malfeasance in office, bribery or other corrupt practice or crime, and shall receive a salary at the rate of \$10,000 a year. The President shall have the same qualifications as the Mayor and shall receive a salary of \$17,500 a year.

A vacancy in the council or in the office of President shall be filled, for the unexpired term, at the next Municipal County or state election held fifty days or more after such vacancy occurs.

The Legislative Council shall choose one of its members as Vice-President. It may select a Clerk and other officers and employees.

A session of the Legislative Council shall be held annually, beginning on the Monday nearest the 15th day of January, except the session for the year of transition which shall begin in April, on the first day which is not a Sunday or holiday. The Mayor may, by three days proclamation, convene the Legislative Council in special session at any time. Other sessions shall be had as provided by ordinance. All sessions shall be public.

The style of ordinance shall be: "Be it ordained by the Municipal County of St. Louis, as follows:"

No ordinance shall be passed except by bill and no bill shall be so amended in its passage as to change its original purpose.

No ordinance shall be revived or re-enacted except by bill setting it forth in full, nor amended except by bill setting forth the ordinance or section amended in full, as amended.

No bill, except a general appropriation bill, which shall only embrace matters on account of which moneys are appropriated, shall contain more than one subject, which shall be clearly expressed in its title.

The Council at any meeting held thirty days or more after any bill shall have been referred to a committee, shall, on motion of any member, determine by the yeas and nays entered on the journal, whether such committee shall be discharged from further consideration thereof.

All amendments adopted shall be incorporated with the bill by engrossment under the supervision of a committee which shall report in writing such engrossment not later

than the first meeting of the council held more than three days after the order to engross.

Every bill shall be read on three different days in open session before its adoption, and no bill shall become an ordinance unless a majority of all the members vote in favor of its adoption and the presiding officer signs the same in open session.

Each bill shall be presented to the Mayor immediately after its adoption, but shall not be acted upon by him (unless it is an emergency measure) within ten days after its adoption. He shall within twenty days after its presentation to him return it with his approval or disapproval endorsed thereon to the council, or, if the council shall have finally adjourned, to the Register. Failure so to return any bill within said time shall constitute approval thereof by the Mayor. If the Mayor approves the bill, or fails to return it as and when above provided, it shall become an ordinance, subject to the referendum provisions of this plan of government. If he returns it to the Register, with his disapproval endorsed thereon, after the council shall have finally adjourned, but within said twenty days, it shall not become an ordinance. If he returns it to the council, with his disapproval endorsed thereon, within said twenty days and before the council shall have finally adjourned, the council shall reconsider it. If, on such reconsideration, two-thirds of all the members vote to pass the bill, the presiding officer shall certify that fact thereon over his signature and thereupon the bill shall become an ordinance, subject to the referendum provisions of this plan of government; otherwise, it shall not become an ordinance. If the bill contains several items of appropriation, the Mayor may disapprove one or more items while approving the others, and the items approved shall become an ordinance in like manner as a bill approved, and the items disapproved shall be proceeded with in like manner as a bill disapproved.

In all cases under the two next preceding paragraphs the vote shall be determined by yeas and nays and the names of the members voting for and against the bill shall be entered on the journal.

No ordinance, unless it is an emergency measure, shall take effect until thirty days after its approval by the Mayor or thirty days after adoption over his veto.

An emergency measure is any ordinance necessary for the immediate preservation of the public peace, health or safety, or providing for public work or improvements of any kind or repairs thereof, or establishing a benefit or taxing district or a sewer district, or a joint sewer district, and declared to be an emergency measure; any ordinance calling or providing for any election or vote by or submission to the people; any ordinance making an appropriation for the payment of principal or interest of the public debt, or for current expenses of the Municipal County;

any general appropriation ordinance, or any ordinance fixing any tax rate; but no ordinance granting, enlarging or affecting any franchise or amending or repealing any ordinance adopted by the people under the initiative shall be an emergency measure.

Every ordinance shall be immediately sent to the Register and by him numbered, filed and preserved in his office. Every ordinance shall be published within ten days after its approval by the Mayor or adoption over his veto in the paper or papers doing the publishing for the Municipal County.

Except as otherwise expressly provided in this plan of government, no money shall be expended except in consequence of appropriations made by ordinance, and no improvement involving any expenditure of money shall be ordered except by ordinance.

E. The Mayor shall be the chief executive officer of the Municipal County and, except as in this plan of government otherwise provided, have and exercise all the executive power of the Municipal County. He shall exercise general supervision and direction over all the executive affairs of the Municipal County and see that each officer and employee performs his duty and that all laws, ordinances and charter provisions are enforced within the Municipal County. He may appoint and may remove all non-elective officers and all employees, except as otherwise in this plan of government provided. He may remit, with or without condition, fines, costs, forfeitures and penalties imposed for violation of any ordinance or charter provision, and shall annually make a report thereof to the Legislative Council.

The Mayor shall reside in the Municipal County, be at least 30 years of age and not convicted of malfeasance in office, bribery or other corrupt practice or crime, and shall receive a salary of \$35,000 a year unless increased by ordinance.

A contingent fund shall be provided annually by ordinance for the Mayor, to be used by him at his discretion, and he shall periodically make report in general terms to the Legislative Council of his disposition thereof.

During the Mayor's temporary disability or absence from the Municipal County his powers and duties shall devolve upon the President of the Legislative Council, or if said President be also absent or disabled, upon the Vice-President of said council.

Whenever a vacancy occurs in the office of Mayor, the President of the Legislative Council shall become Mayor, and shall hold such office until a successor is elected and qualifies. Such election, if for an unexpired term, shall be at the first general Municipal County or state election held fifty days or more after such vacancy occurs. While so hold-

ing the office of Mayor a temporary vacancy shall exist in the office of the President of the Legislative Council. The Vice-President of the Legislative Council shall hold the office of the President of said council during any vacancy therein with the right of succession to the office of Mayor.

F. The Mayor or any elective municipal officer may be removed from office by the Legislative Council for crime or misdemeanor in office, for grave misconduct showing unfitness for public duty, or for permanent disability, three-fourths of all the members of said council voting for such removal. The proceedings for such removal shall be upon specific charges in writing, which, with a notice stating the time and place of the hearing, shall be served on the defendant or published at least three times in a daily newspaper. The hearing shall be public, and the defendant shall have the right to appear and defend in person and by counsel, and have process of the council to compel the attendance of witnesses in his behalf. Such vote shall be determined by yeas and nays and the names of the members voting for or against such removal shall be entered on the journal.

G. The Municipal County shall have the following departments: Department of the President of the Board of Public Service; Department of Public Utilities; Department of Streets and Sewers; Department of Welfare; Department of Parks, Recreation and Forestry; Department of Health and Hospitals; Department of Public Safety; Department of Traffic and Transportation; Department of Fire, Fire Prevention and Inspection. They shall have such functions as shall be provided by ordinance, or in the absence of ordinance, assigned by the Mayor. The heads of said departments shall be appointed by the Mayor. The heads of said departments shall constitute the Board of Public Service.

H. The Municipal County shall also have an Assessor; a Collector; a County Counselor; a Marshal; a Register; a Supply Commissioner; Municipal Court Judges; Clerk of the Municipal Court: all of whom shall be appointed by the Mayor.

I. The County Counselor shall be head of the Law Department and shall appoint all associates, assistants and employees in the Law Department.

J. The Legislative Council shall have power by ordinance at any time and from time to time to reorganize in whole or in part the executive departments of the government of the Municipal County, including, but without limiting the generality of the foregoing, the consolidation, creation and abolition of boards, departments or divisions, and the addition or transfer of functions between boards or departments or divisions of the same department. The head of any new department shall in any event be appointed by the Mayor. The Legislative Council may by ordi-

nance delegate to the Mayor some or all of the power to reorganize herein set forth, subject to such conditions and limitations, if any, as such ordinance shall prescribe. The provisions of this subsection shall not, however, apply to the Civil Service Commission or to the Department of Personnel.

K. The Department of Finance shall include the office of the Comptroller and the Assessment, Collection, Treasury and Supply Divisions.

The Comptroller shall have the same qualifications as the Mayor. He shall be the head of the Department of Finance and shall exercise a general supervision over its divisions, over all the fiscal affairs of the Municipal County and over all its property, assets and claims and the disposition thereof. He shall preserve the credit of the Municipal County, and for that purpose, or in case of any extraordinary emergency of any kind, he may, with the approval of the Mayor and with or without any ordinance or other authority or appropriation therefor, draw warrants on the Treasurer or effect temporary loans to pay debts and judgments and other liabilities of the Municipal County, or to meet any such emergency, charging such warrants to any excess balances in appropriations made by the general annual appropriation bill and specifically reporting his action to the Legislative Council at its first meeting thereafter. He shall be the general accountant and auditor of the Municipal County and the records of his office shall show the financial operations and condition, property, assets, claims and liabilities of the Municipal County, all expenditures authorized and all contracts in which the Municipal County is interested. He shall require proper fiscal accounts, records, settlements and reports to be kept, made and rendered to him by the several departments and offices of the Municipal County, including the License Collector's office so far as consistent with law, and shall control and continually audit the same, and prescribe forms, rules and regulations therefor and require their observance. He shall regulate the making of all requisitions for supplies. Except as by charter or by law or ordinance otherwise provided he shall prescribe and regulate the manner of paying creditors, officers and employees of the Municipal County. He shall audit all pay-rolls, accounts and claims against the Municipal County, and certify thereon the balance as stated by him and draw his warrant on the Treasurer therefor, but no pay-roll, account or claim, or any part thereof, except for the preservation of the credit of the Municipal County, or in case of extraordinary emergency as hereinbefore provided, shall be audited against the Municipal County unless certified by the officer having knowledge of the facts, and authorized by law or ordinance, and the amount required for payment of the same appropriated for that purpose by ordinance and in the Treasury. He shall see that no contract liability is incurred except for the preservation of the Municipal County's credit, or in case of emergency, as hereinbefore provided, without pre-

vious authority of law or ordinance. He shall, at least monthly, adjust the settlements of all officers engaged in the collection of the revenue. He may temporarily transfer employees from one division of the department of finance to any other division thereof. He shall have power to administer oaths. He shall receive and preserve in his office all books, vouchers and papers relating to the fiscal affairs of the Municipal County. He may destroy any documents, books, vouchers, papers or cancelled blank forms pertaining to any department, board or office if he, the County Counselor and the head of such department, board or office certify that they are useless and the Mayor so directs. He shall keep a register of all delinquent and special tax bills or other claims of the Municipal County in the nature of liens on property and shall release any such bill or claim thereon on proof of payment thereof.

Any officer or employee in the Comptroller's office may be designated by him to draw warrants upon the Treasury with the same effect as if signed by the Comptroller, such designation to be in writing, in duplicate, filed with the Mayor and in the Treasury Division; provided, that the Mayor may make such designation if the Comptroller is absent or disabled and there is no one in his office designated to act. Any such designation may be revoked by the Comptroller while acting as such by filing the revocation in duplicate with the Mayor and in the Treasury Division.

The Assessment Division shall be in charge of the Assessor; the Collection Division of the Collector; the Treasury Division of the Treasurer; and the Supply Division of the Supply Commissioner.

The Assessor shall perform all functions and duties required of him by law, charter or ordinance.

L. The Legislative Council shall by ordinance fix or provide for the fixing of salaries or compensation of officers and employees, subject to the provisions of this plan of government.

M. The Municipal County shall have a Department of Personnel, headed by a Director of Personnel, and a Civil Service Commission, who shall with respect to the Municipal County perform the functions and have the powers provided for the director of personnel and Civil Service Commission of the City of St. Louis by the charter of said city, the provisions of the article of which charter relating to the Civil Service Commission are hereby made applicable to the Municipal County, subject to the following provisions of this subsection.

The Civil Service Commission of the Municipal County shall consist of six members who, on the dates of their appointment shall have been citizens of the United States and residents of the Municipal County for at least two years next preceding. Two members of said Commission

shall be persons who, on account of their previous vocations, employments, affiliations or interests shall be classified as representatives of employers, and two members who, on account of their previous vocations, employments, affiliations or interests shall be classified as representatives of employees, and two members, at least one of whom shall be licensed to practice law in Missouri. The lawyer member, if present, shall preside at all hearings or appeals which the Commission conducts. The members of the Commission shall be persons whose past records indicate that they favor the merit system of personnel administration. No person shall be eligible to appointment as a member of the Civil Service Commission who holds any other salaried public office or who has held any elective public office or elective position in any political party, or any paid position in any political party, within the four years next preceding the date of his appointment. Members shall be appointed by the Mayor without regard to any political consideration. The Mayor in appointing the first Civil Service Commission shall designate two members to serve for a term of two years, two members for a term of four years, and two members for a term of six years from the 31st day of December next preceding. All subsequent appointments of members of the Commission shall be for six years, except that any vacancy in the membership of the Commission occurring at a time other than the expiration of a term shall be filled by the appointment of a member to serve for the unexpired portion of the term.

Each member of the Commission shall be paid thirty dollars (\$30) for each day on which he has actually attended a meeting of the Commission officially held, as a member thereof, but in no case shall any member be paid more than five thousand dollars (\$5,000) in any one fiscal year.

N. The preparation of a systematic classification plan and a comprehensive compensation plan for all positions in the classified service of the Municipal County pursuant to subsection M, shall be completed not later than the end of the year following the year of transition. Pending such completion, notwithstanding subsection M, positions that would be in the classified service may be created, changed, consolidated or abolished by or pursuant to executive order of the Mayor, or by ordinance. In fixing the rate for any position, subsection M shall, however, be complied with. Where a position in the classified service of the Municipal County previously existed under one of the consolidating governmental bodies, the rate of compensation for it may be continued, subject to change on compliance with subsection M.

Except where his position is abolished, or where there are more qualified employees available for his position than there are positions of the same kind to be filled, an employee at the time of consolidation who has a position under any of the consolidating governmental bodies which

becomes a position in the classified service of the Municipal County (but not an excepted position), may be continued in such position as if appointed pursuant to subsection M. For this purpose an employee holding such position under one of the consolidating governmental bodies at the time of consolidation (other than a temporary employee) shall be deemed qualified without examination.

O. There shall be a municipal court to be known as the "Municipal Court of The Municipal County of St. Louis". It shall have such number of Municipal Judges as may be provided by ordinance and shall sit in divisions. The judges shall have been for at least five years licensed attorneys.

Whenever any such judge is absent or unable to hold court, the Mayor may appoint an eligible person to act during such absence or inability, who shall receive such compensation as may be provided by ordinance. The court shall be held in places provided for by ordinance, and, in the absence of such ordinance provision, in such places as the Mayor may direct. The division of business between the divisions shall be as provided by ordinance, or to the extent not provided by ordinance, by rule of court.

The Municipal Court shall have jurisdiction of all cases arising under the charter or any ordinance, subject to appeal by the Municipal County or the defendant to the St. Louis Court of Criminal Correction in like manner as provided by law for appeals from magistrates in criminal cases to their appellate courts; may punish contempts of court by fine not exceeding fifty dollars or by imprisonment not exceeding ten days, or both; enforce its orders and judgments as a court of record may, and render final judgment on any forfeited bond or recognizance returnable to such court, subject to an appeal, as in other cases.

P. The responsibility for preparing and submitting the budget shall be upon the Mayor, who shall be aided by the Comptroller and such other budgetary officers as may be designated for the purpose.

The Mayor shall submit to the Legislative Council at the beginning of its annual session or as soon thereafter as possible, a statement showing the estimated receipts and requirements of each department, board or office for the current fiscal year and a comparative statement of receipts and expenses during the previous year.

He shall also annually submit and recommend to the Legislative Council a bill appropriating the amounts deemed necessary for the use of each department, board and office for the current fiscal year and a bill establishing the Municipal County tax rates for the current year; provided, that the appropriations for payment of salaries and compensation of officers and employees may, in the dis-

cretion of the Mayor, be embodied in a separate bill. The Legislative Council shall immediately proceed to the consideration of said bills and shall meet from day to day until they are finally acted upon. The Legislative Council may reduce the amount of any item in such appropriation bill, except amounts fixed by statute or for the payment of principal or interest of the Municipal County debt or for meeting any ordinance obligations, and it may increase such amount and insert new items. The total appropriations outstanding at any one time shall, however, not exceed the estimate of the funds that will be available to meet them.

All appropriations shall be specific and in detail and be segregated according to the functions or kinds of work for which the money is appropriated.

Except in the general appropriation bill and bills providing for the payment of the principal or interest of the public debt, no appropriation shall be made from any revenue fund in excess of the amount standing to the credit of such fund, and no appropriation shall be made from any fund for any purpose to which the money therein is not lawfully applicable.

Any accruing, unappropriated Municipal County revenue may be appropriated from time to time by ordinance; and whenever an appropriation exceeds the amount required for the purpose for which it has been made, the excess or any portion or portions thereof may by ordinance be appropriated to any other purpose or purposes.

All unexpended appropriated money, not appropriated by special ordinance for a specific purpose, shall at the end of the current fiscal year revert to the fund or funds from which the appropriation was made.

Q. Franchises may be granted or renewed by ordinance as provided in the charter of the City of St. Louis, subject to all the limitations and provisions relating to franchises contained in said charter, and said limitations and provisions are hereby made applicable to the Municipal County.

R. The procedure to be followed in cases of eminent domain by the Municipal County shall be as provided in the charter of the City of St. Louis or as provided by law applicable to St. Louis County or as provided by law otherwise applicable to the Municipal County, provided, that in any case of eminent domain brought by the Municipal County the functions of commissioners shall be performed by the permanent condemnation commission. The permanent condemnation commission shall be appointed by the judges of the circuit court of the Municipal County and the provisions of the charter of the City of St. Louis relating to a permanent condemnation commission, including the provisions for compensation and for alternate and additional commissioners, are hereby made applicable to the Municipal County.

S. No ordinance for public work or improvements of any kind, or repairs thereof, shall be adopted, unless prepared and recommended by the Board of Public Service with an estimate of the cost endorsed thereon. The provisions of the three articles of the charter of the City of St. Louis which relate to Public Work, Special Tax Bills, and Improvement Bonds and Funds are hereby made applicable to the Municipal County.

T. The terms of the Mayor, Comptroller, and members of the Legislative Council from odd-numbered Boroughs, initially elected, shall extend to the end of the year in which the second congressional election is had after the year of transition. The terms of the President of the Legislative Council and of the members from even-numbered Boroughs, initially elected, shall extend to the end of the

year in which the first congressional election is had after the year of transition. The terms of the officers named in this subsection, other than the terms of those initially elected, shall be four years, beginning at the end of the immediately preceding term. Each officer shall serve for the term for which he was elected and until his successor is elected and qualifies. Vacancies shall be filled for the unexpired term. At the congressional election immediately preceding the end of a term, the person to hold office for the next term shall be chosen, and the primary election for such office shall be held at the same time as the primary for representatives in Congress.

U. Any matter or thing not included in this plan of government, requisite or reasonably appropriate for the government of the Municipal County, may be provided by ordinance.